

EIGHTH DAY.

(Monday, September 12, 1932.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Mr. Speaker.	Johnson of Dimmit.
Adams of Harris.	Jones of Shelby.
Adams of Jasper.	Jones of Atascosa.
Adamson.	Justiss.
Adkins.	Kayton.
Akin.	Keller.
Albritton.	Laird.
Alsup.	Lesseter.
Anderson.	Lemens.
Baker.	Leonard.
Barron.	Lilley.
Beck.	Long.
Bond.	McCombs.
Bradley.	McGill.
Brice.	Magee.
Brooks.	Mathis.
Bryant.	Mehl.
Burns of Walker.	Metcalfe.
Burns of McCulloch.	Moffett.
Carpenter.	Morse.
Coltrin.	Munson.
Cox of Lamar.	Murphy.
Cox of Limestone.	Nicholson.
Cunningham.	O'Quinn.
Dale.	Patterson.
Daniel.	Ramsey.
Donnell.	Ratliff.
Dowell.	Ray.
Dunlap.	Reader.
Elliott.	Richardson.
Engelhard.	Rountree.
Farmer.	Sanders.
Farrar.	Satterwhite.
Fisher.	Shelton.
Forbes.	Smith of Bastrop.
Fuchs.	Smith of Wood.
Gilbert.	Sparkman.
Giles.	Stephens.
Goodman.	Steward.
Graves.	Strong.
Grogan.	Sullivant.
Hanson.	Tarwater.
Hardy.	Terrell of Cherokee.
Harman.	Terrell of Val Verde.
Harrison of El Paso.	Towery.
Herzik.	Van Zandt.
Hill.	Wagstaff.
Hines.	Walker.
Holder.	Warwick.
Holland.	Weinert.
Hoskins.	West of Coryell.
Howsley.	West of Cameron.
Hubbard.	Westbrook.
Jackson.	Wiggs.
Johnson of Dallam.	Wyatt.
	Young.

Absent.

Coombes.	Hefley.
Davis.	Holloway.
Harrison of Waller.	Martin.

Absent—Excused.

Bedford.	Lockhart.
Bounds.	McDougald.
Boyd.	McGregor.
Caven.	Moore.
Claunch.	Olsen.
Dodd.	Petsch.
Duvall.	Pope.
Dwyer.	Rogers.
Ferguson.	Savage.
Finn.	Scott.
Ford.	Sherrill.
Greathouse.	Stevenson.
Hughes.	Turner.
Kennedy.	Vaughan.
Lee.	

A quorum was announced present.

Prayer was offered by the Rev. L. R. Milligan of El Paso.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Turner for today and tomorrow, on motion of Mr. Wiggs.

Mr. Greathouse and Mr. Rogers for today, on motion of Mr. Ray.

Mr. Finn for today, on motion of Mr. Keller.

Mr. McDougald for today and the last legislative day, on motion of Mr. Nicholson.

Mr. Ford for today, on motion of Mr. Westbrook.

Mr. Claunch for today, on motion of Mr. Grogan.

Mr. Stevenson for today, on motion of Mr. Burns of Walker.

Mrs. Moore for today, on motion of Mr. Farrar.

Mr. Petsch for today, on motion of Mr. Howsley.

Mr. Vaughan for today and tomorrow, on motion of Mr. Harman.

Mr. Holloway for today, on motion of Mr. Nicholson.

Mr. Caven for today and tomorrow, on motion of Mr. Daniel.

Mr. Lee and Mr. Burns of McCulloch for today and tomorrow, on motion of Mr. Metcalfe.

Mr. Olsen for today, on motion of Mr. Brice.

Mr. Duvall for today, on motion of Mr. Patterson.

Mr. Pope for today, on motion of Mr. Burns of Walker.

Mr. Sherrill for today and tomorrow, on motion of Mr. Leonard.

Mr. McGregor for today, on motion of Mr. Young.

Mr. Scott for today, on motion of Mr. Baker.

Mrs. Hughes and Mr. Savage for today, on motion of Mr. Keller.

Mr. Lockhart for today, on motion of Mr. Gilbert.

Mr. Ferguson, Mr. Bedford and Mr. Coombes for today, on motion of Mr. Satterwhite.

Mr. Kennedy for today, on motion of Mr. Justiss.

The following members were granted leaves of absence on account of illness:

Mr. Boyd for today, on account of illness in his family, on motion of Mr. Ratliff.

Mr. Dodd for today, on motion of Mr. Shelton.

Mr. Bounds for today, on motion of Mr. Justiss.

Mr. Dwyer for today and the past several days on which he has been absent, on motion of Mr. Anderson.

Mr. Hubbard was granted leave of absence for last Thursday, Friday and Saturday, on account of important committee work with the Senate committee on House bill No. 2, on motion of Mr. Johnson of Dimmit.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time and referred to the appropriate committees, as follows:

By Mr. Anderson:

H. B. No. 86, A bill to be entitled "An Act amending Chapter 308 of the General Laws of the State of Texas passed by the Regular Session of the Forty-second Legislature, adjusting the compensation for county treasurers in counties of population of not less than two hundred fifty thousand (250,000), where the treasurer of such counties prepares the pay rolls, makes payments thereunder in cash, and acts as paymaster for the county, in addition to the regular duties as county treasurer, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Sanders:

H. B. No. 87, A bill to be entitled "An Act making an appropriation of the sum of Fifty Thousand Dollars (\$50,000), or so much thereof as may be necessary, out of the General Revenues, to pay the per diem and mileage of members, the per diem of officers and employes and the contingent expenses of the Third Called Session of the Forty-second Legislature of the State of Texas, convened on the thirtieth day of August, 1932, by proclamation of the Governor; to supplement the like appropriation of the Regular Session, First, and Second Called Sessions of said Legislature; to pay any unpaid vouchers or warrants held by members, officers, or employes of the Regular Session, First and Second Called Sessions of said Legislature; etc., and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Bond:

H. B. No. 88, A bill to be entitled "An Act repealing all of Chapter Nine (9), including Sections 1, 2, 3, 4, 5, and 6, Acts of Third Called Session of Forty-first Legislature, and providing that in counties having a population of 40,900 to 40,910, according to the last Federal census, and a scholastic population of at least 10,906, as shown by the scholastic report for the last preceding school year, shall be exempt from holding a teachers' institute for rural teachers and teachers of independent districts of less than 10,000 population and exempt such teachers from attendance upon a teachers' institute, and declaring an emergency."

Referred to Committee on Education.

BILL ORDERED NOT PRINTED.

On motion of Mr. Patterson, Senate bill No. 36 was ordered not printed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, September 12, 1932.
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 2, A bill to be entitled

"An Act providing for the allocation of the occupation taxes levied and collected under Chapter 88, Acts of the Second Called Session, Forty-first Legislature, and Chapter 98, Acts of the Regular Session, Forty-second Legislature; providing the manner of distribution; providing that such moneys that are transferred to the counties shall be taken into consideration in fixing the tax rate of such counties; making an appropriation of the sum of six million dollars or so much thereof as may be necessary out of the State Highway, etc.," with amendments.

H. B. No. 50, A bill to be entitled "An Act to amend Chapter 314, Acts Forty-second Legislature, 1932, being House bill No. 981 (Article 1118a, Vernon Sayles' Revised Civil Statutes, 1925, 1932 Supplement), by adding thereto Section 2a, providing that the requirements of House bill No. 312, Acts Forty-second Legislature, 1931, Chapter 163, with reference to notice, competitive bids, and the right to referendum shall not apply to cities and towns acting under authority of this act until after June 1, 1933, instead of after June 1, 1932, as provided in House bill No. 312, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 22, A bill to be entitled "An Act to authorize the State Department of Education to pay out of the Rural Aid Appropriation for the school year of 1932-33 an amount not to exceed fifty thousand dollars for the payment of unpaid claims for the school year of 1931-32 out of the Rural Aid Appropriation as provided in Senate bill No. 263, Forty-second Legislature, Regular Session, and providing for the reverting of any unused portion of said sum to the appropriation for the school year of 1932-33; repealing all laws in conflict herewith, and declaring an emergency."

S. B. No. 26, A bill to be entitled "An Act confirming and validating repurchases of public free school and asylum lands by forfeited landowners heretofore made under Chapter 94, page 267, Acts of 1925, and Chapter 25, page 43, Acts of First Called Sessions of the Thirty-ninth Legislature of 1926; defining the rights of the State and the repurchasing landowners in respect to the ownership of the oil and gas

and other minerals therein; and providing that oil and gas leases heretofore or hereafter executed by the repurchasing landowners on any lands repurchased under said acts with a one-sixteenth reservation of oil and gas in favor of the State shall be validated and that the lessee under such leases shall pay to the State a free royalty equal to one-sixteenth of the value of the oil and gas that may be produced and saved from said lands and that no further liability, obligation or payment shall be due to the State from the repurchasing landowners or their lessees or assignees on account of the State's one-sixteenth interest in the oil and gas; and providing how such royalty payments shall be made; and further providing that where the prior forfeiture sales were made without mineral reservation, the repurchase contracts made under said Repurchase Acts shall be deemed to have been made without mineral reservation in favor of the State, and declaring an emergency."

S. B. No. 27, A bill to be entitled "An Act requiring the Land Commissioner to ascertain and determine the amounts of bonus and rental money due the State and by whom due under the operation, terms and conditions of Chapter 81, printed Acts of the Second Called Session of the Thirty-sixth Legislature, and the amendment thereof by the First Called Session of the Thirty-seventh Legislature, which acts are generally referred to as the Relinquishment Act, authorizing the Land Commissioner to settle and compromise such debts with the debtors on the basis of actual amounts found due less all just and lawful credits, and declaring an emergency."

S. B. No. 25, A bill to be entitled "An Act amending Article 5326, Revised Civil Statutes, providing that the failure to pay any portion of the interest on the unpaid purchase money of lands sold by the State shall subject the sale of said land to forfeiture; providing where such sale is forfeited for the resale of said land, the terms and conditions of such resale, and giving a preference right to the person owning the land at the time the sale was forfeited to repurchase the same within one year after the date of forfeiture, for an amount equal to the sale price that was forfeited plus all

accrued interest; providing that where the forfeited sale was on a mineral classification that the resale shall reserve to the State and to the fund to which the land belongs a one-sixteenth free royalty interest in all minerals in the land, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 2 WITH SENATE AMENDMENTS.

Mr. Brooks called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 2, A bill to be entitled "An Act providing for the allocation of the occupation taxes levied and collected under Chapter 88, Acts of the Second Called Session, Forty-first Legislature, and Chapter 98, Acts of the Regular Session, Forty-second Legislature; providing the manner of distribution; providing that such moneys that are transferred to the counties shall be taken into consideration in fixing the tax rate of such counties; making an appropriation of the sum of six million dollars or so much thereof as may be necessary out of the State Highway, etc."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Brooks moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following committee:

Messrs. Brooks, Hubbard, Wagstaff, Harman and Weinert.

RELATIVE TO CO-OPERATIVE AGRICULTURAL MARKETING ASSOCIATIONS.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 5, Relative to co-operative agricultural marketing associations.

Be it resolved by the Senate of the State of Texas, the House of Repre-

sentatives concurring, That the committee heretofore appointed under authority and by virtue of the terms and provisions of House concurrent resolution No. 58, adopted at the Regular Session of the Forty-second Legislature, be, and it is, hereby authorized and directed to inquire into the affairs and methods of operations of any co-operative agricultural marketing association, or subsidiary thereof operating in this State, in conjunction with or directly or indirectly affiliated with the Federal Farm Board.

Whereas, All powers conferred upon and reposed in said committee under said resolution are hereby extended to said committee to include the inquiry hereby directed to be made; now, therefore, be it

Resolved, That such committee shall file a transcript of its findings with the Attorney General of this State and another with the Forty-third Legislature. Be it further

Provided, however, That not more than five thousand dollars (\$5000) in excess of the sums already spent by said committee shall be expended for the purpose herein set out nor shall any warrants in excess of such sum be paid.

The resolution was read second time.

Mr. Anderson moved that the resolutions period be dispensed with at this time.

The motion was lost.

Mr. Tarwater moved that the resolution be referred to the Committee on Agriculture.

Mr. Sullivant moved that the resolution be postponed indefinitely.

On motion of Mr. Graves, the motion to refer the resolution was tabled.

Question—Shall the resolution be postponed indefinitely?

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 22, to the Committee on Appropriations.

Senate bills Nos. 25, 26 and 27, to the Committee on Public Lands and Buildings.

RECESS.

On motion of Mr. Satterwhite, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

BILL ORDERED NOT PRINTED.

(By Unanimous Consent.)

On motion of Mr. Anderson, House bill No. 86 was ordered not printed.

RELATIVE TO CO-OPERATIVE AGRICULTURE MARKETING ASSOCIATIONS.

The House resumed consideration of pending business, same being S. C. R. No. 5, Relative to Co-operative Agricultural Marketing Associations, the resolution having heretofore been read second time with motion by Mr. Sullivan to postpone further consideration of the resolution indefinitely, pending.

On motion of Mr. Metcalfe, the resolution was laid on the table subject to call.

Mr. Westbrook gave notice that he would, on the next legislative day, move to take up for consideration at that time, Senate concurrent resolution No. 5.

HOUSE BILL NO. 32 ON PASSAGE TO ENGROSSMENT.

The Speaker laid before the House, as a special order for this hour, on its passage to engrossment,

H. B. No. 32, A bill to be entitled "An Act amending paragraph 8 of Section 9 of Chapter 282 of the General Laws passed by the Regular Session of the Forty-second Legislature relative to the licensing of chauffeurs of trucks, and declaring an emergency."

The bill having heretofore been read second time with amendment by Mr. Burns of McCulloch and amendment by Mr. Beck to the amendment, pending.

Question recurring on the amendment by Mr. Beck, it was adopted.

Mr. Van Zandt moved the previous question on the pending amendment

by Mr. Burns of McCulloch and the bill, and the main question was ordered.

Question first recurring on the amendment as amended, it was adopted.

On motion of Mr. Burns of McCulloch, by unanimous consent, the caption of the bill was ordered amended to conform to the changes made in the body of the bill.

House bill No. 32 was then passed to engrossment.

HOUSE BILL NO. 32 ON THIRD READING.

Mr. Burns of McCulloch moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 32 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—96.

Adams of Harris.	Harrison
Adams of Jasper.	of Waller.
Adamson.	Herzik.
Adkins.	Hill.
Akin.	Hines.
Alsup.	Holder.
Baker.	Holland.
Barron.	Hoskins.
Beck.	Howsley.
Bond.	Jackson.
Bradley.	Johnson
Brice.	of Dallam.
Bryant.	Johnson
Burns of Walker.	of Dimmit.
Burns	Jones of Shelby.
of McCulloch.	Jones of Atascosa.
Carpenter.	Justiss.
Coltrin.	Keller.
Cox of Lamar.	Laird.
Cox of Limestone.	Lasseter.
Cunningham.	Lee.
Dale.	Leonard.
Donnell.	Lilley.
Dowell.	McGill.
Dunlap.	Magee.
Engelhard.	Mathis.
Farmer.	Metcalfe.
Farrar.	Moffett.
Fisher.	Morse.
Forbes.	Munson.
Fuchs.	Murphy.
Gilbert.	Nicholson.
Giles.	O'Quinn.
Hanson.	Patterson.
Hardy.	Ramsey.
Harman.	Ratliff.
Harrison	Ray.
of El Paso.	Richardson.

Rogers.	Tarwater.
Rountree.	Terrell
Sanders.	of Val Verde.
Satterwhite.	Towery.
Savage.	Van Zandt.
Shelton.	Wagstaff.
Smith of Bastrop.	Walker.
Smith of Wood.	Warwick.
Sparkman.	Weinert.
Stephens.	West of Coryell.
Steward.	Wiggs.
Strong.	Wyatt.
Sullivant.	Young.

Nays—7.

Albritton.	Kayton.
Anderson.	McCombs.
Elliott.	Reader.
Goodman.	

Absent.

Brooks.	Lemens.
Daniel.	Long.
Davis.	Martin.
Graves.	Mehl.
Grogan.	Terrell
Hefley.	of Cherokee.
Holloway.	West of Cameron.
Hubbard.	Westbrook.

Absent—Excused.

Bedford.	Kennedy.
Bounds.	Lockhart.
Boyd.	McDougald.
Caven.	McGregor.
Claunch.	Moore.
Coombes.	Olsen.
Dodd.	Petsch.
Duvall.	Pope.
Dwyer.	Scott.
Ferguson.	Sherrill.
Finn.	Stevenson.
Ford.	Turner.
Greathouse.	Vaughan.
Hughes.	

The Speaker then laid House bill No. 32 before the House on its third reading and final passage.

The bill was read third time.

Mr. Burns of Walker offered the following amendment to the bill:

A m e n d (committee) amendment No. 1 to House bill No. 32, by adding a new section to be numbered —, and to read as follows:

"Hereafter it shall be unlawful and constitute a misdemeanor for any person to drive, operate, move, or for the owner to cause or permit to be driven, operated, or moved on any highway any truck, tractor, trailer, or semi-trailer to carry, haul, or con-

vey more than twenty-five (25) gallons of gasoline for the purpose of operating said vehicles."

BURNS of Walker,
DANIEL,
HOWSLEY,
PETSCH.

Mr. Beck raised a point or order on further consideration of the amendment, on the ground that the amendment is not germane to the bill.

The Speaker susutained the point of order.

House bill No. 32 was then passed by the following vote:

Yeas—97.

Adams of Harris.	Holland.
Adams of Jasper.	Hoskins.
Adamson.	Howsley.
Adkins.	Jackson.
Akin.	Johnson
Albritton.	of Dallam.
Alsup.	Jones of Shelby.
Baker.	Jones of Atascosa.
Barron.	Justiss.
Bond.	Keller.
Bradley.	Laird.
Brice.	Lasseter.
Bryant.	Lee.
Burns of Walker.	Lemens.
Burns	Leonard.
of McCulloch.	Lilley.
Carpenter.	McGill.
Coltrin.	Magee.
Cox of Lamar.	Mathis.
Cox of Limestone.	Metcalfe.
Cunningham.	Moffett.
Dale.	Morse.
Daniel.	Munson.
Donnell.	Murphy.
Dowell.	Nicholson.
Elliott.	O'Quinn.
Engelhard.	Patterson.
Farmer.	Ramsey.
Farrar.	Ratliff.
Fisher.	Richardson.
Forbes.	Rogers.
Fuchs.	Rountree.
Gilbert.	Sanders.
Giles.	Satterwhite.
Graves.	Shelton.
Grogan.	Smith of Bastrop.
Hanson.	Smith of Wood.
Hardy.	Sparkman.
Harman.	Stephens.
Harrison	Steward.
of El Paso.	Strong.
Harrison	Sullivant.
of Waller.	Tarwater.
Herzik.	Terrell
Hill.	of Cherokee.
Hines.	Terrell
Holder.	of Val Verde.

Towery.	Weinert.
Van Zandt.	West of Coryell.
Wagstaff.	Wiggs.
Walker.	Young.
Warwick.	

Nays—7.

Anderson.	McCombs.
Brooks.	Ray.
Goodman.	Reader.
Kayton.	

Absent.

Beck.	Long.
Davis.	Martin.
Dunlap.	Mehl.
Hefley.	West of Cameron.
Holloway.	Westbrook.
Hubbard.	Wyatt.
Johnson of Dimmit.	

Absent—Excused.

Bedford.	Kennedy.
Bounds.	Lockhart.
Boyd.	McDougald.
Caven.	McGregor.
Claunch.	Moore.
Coombes.	Olsen.
Dodd.	Petsch.
Duvall.	Pope.
Dwyer.	Savage.
Ferguson.	Scott.
Finn.	Sherrill.
Ford.	Stevenson.
Greathouse.	Turner.
Hughes.	Vaughan.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, September 12, 1932.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a conference committee on House bill No. 2. The following have been appointed on the part of the Senate: Senators Poage, Small, Oneal, Loy, and Woodruff.

Respectfully,
BOB BARKER,
Secretary of the Senate.

BILL SIGNED BY THE SPEAKER.

The Speaker signed in the presence of the House after giving due notice thereof and its caption had been read the following enrolled bill:

H. B. No. 50, "An Act to amend Chapter 314, Acts Forty-second Legislature, 1932, being House bill No. 981 (Art. 1118a, Vernon Sayles' Re-

vised Civil Statutes, 1925, 1932 Supplement), by adding thereto Section 2a, providing that the requirements of House bill No. 312, Acts Forty-second Legislature, 1931, Chapter 163, with reference to notice, competitive bids, and the right to referendum shall not apply to cities and towns acting under authority of this act until after June 1, 1933, instead of after June 1, 1932, as provided in House bill No. 312, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

HOUSE BILL NO. 43 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 43, A bill to be entitled "An Act to repeal Section 17, Chapter 74 of the Local and Special Laws of the Thirty-ninth Legislature, known as an act to establish a system of public roads and bridges for Denton county, and commonly referred to as the Denton County Road Law."

The bill was read third time and was passed.

HOUSE BILL NO. 59 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 59, A bill to be entitled "An Act making it unlawful to take or to kill wild doves or quail for a period of three years in Hall county, Texas; fixing penalty, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 60 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 60, A bill to be entitled "An Act to repeal Chapter 120, page 232, of the Special Laws of the Regular Session of the Forty-second Legislature, being a special road law for Wood county, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 63 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 63, A bill to be entitled "An Act to repeal Chapter 71 of the General Laws of the Second Called Session of the Forty-first Legislature of the State of Texas, 1929 (being Senate bill No. 133), relating to the compensation of district attorneys in judicial districts in this State containing five or more counties, and relating to the appointment of an assistant district attorney in such district, and declaring an emergency."

The bill was read third time and was passed.

Mr. Keller moved to reconsider the vote by which the bill was passed.

On motion of Mr. Dowell, the motion to reconsider was tabled.

HOUSE BILL NO. 64 ON SECOND READING.

On motion of Mr. Harrison of El Paso, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 64, A bill to be entitled "An Act to authorize the creation of corporations formed wholly for the purpose of providing housing for families of low income and/or for reconstruction of slum areas; making provision for the regulation by the governing bodies of municipalities in which the properties of such corporations may be situated as to rents, charges, capital structure, rate or return and areas and methods of operation, etc."

The Speaker laid the bill before the House, and it was read second time.

Mr. Harrison of El Paso offered the following amendment to the bill:

Amend House bill No. 64, by adding a new section between Sections 7 and 8 and renumber Sections 8 and 9 accordingly; new Section 8 to read as follows:

"Sec. 8. Any corporation created under the provisions of this act, in addition to the powers herein granted, shall have full power and authority to do all things necessary to secure loans from the Reconstruction Finance Corporation under the rules and regulations prescribed by said Reconstruction Finance Corporation."

The amendment was adopted.

Mr. Burns of Walker offered the following amendment to the bill:

"Provided, that nothing in this act shall in anywise affect or nullify the anti-trust laws of this State."

BURNS of Walker,
DANIEL.

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House bill No. 64 was then passed to engrossment.

(Mr. McGill in the chair.)

SENATE BILL NO. 12 ON SECOND READING.

On motion of Mr. Sanders, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 12, A bill to be entitled "An Act providing relief for the Brazoria Independent School District of Brazoria county, Texas, in order to aid said school district in rebuilding and repairing its schools destroyed by the hurricane which covered the territory in which this district is located on August 13, 1932; making an appropriation to aid said district for said purpose, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Farrar offered the following amendment to the bill:

Amend Senate bill No. 12, by reducing the amount of "\$25,000" to "\$12,500," and by reducing the figures "\$18,000" to "\$9,000," and the figures "\$7,000," to "\$3,500."

(Speaker in the chair.)

On motion of Mr. Mathis, the amendment was tabled.

Mr. Van Zandt offered the following amendment to the bill:

Amend Senate bill No. 12, by reducing each appropriation item "25 per cent."

Mr. Morse moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question recurring on the amendment by Mr. Van Zandt, it was adopted.

By unanimous consent of the House

the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

Question recurring on the passage of the bill to third reading, yeas and nays were demanded.

Senate bill No. 12 was then passed to third reading by the following vote:

Yeas—87.

Mr. Speaker.	Johnson
Adams of Harris.	of Dimmit.
Adams of Jasper.	Jones of Shelby.
Adkins.	Jones of Atascosa.
Albritton.	Justiss.
Alsup.	Keller.
Anderson.	Laird.
Baker.	Lasseter.
Beck.	Lee.
Bond.	Lemens.
Bradley.	Lilley.
Brice.	Long.
Bryant.	McGill.
Burns of Walker.	Magee.
Carpenter.	Mathis.
Coltrin.	Metcalfe.
Cox of Lamar.	Moffett.
Cox of Limestone.	Morse.
Daniel.	Munson.
Donnell.	Murphy.
Dowell.	O'Quinn.
Dunlap.	Patterson.
Duvall.	Ray.
Elliott.	Reader.
Engelhard.	Richardson.
Farmer.	Rountree.
Fisher.	Sanders.
Forbes.	Satterwhite.
Fuchs.	Smith of Wood.
Gilbert.	Sparkman.
Giles.	Steward.
Goodman.	Strong.
Grogan.	Sullivan.
Hanson.	Tarwater.
Harrison	Terrell
of Waller.	of Cherokee.
Herzik.	Towery.
Hill.	Van Zandt.
Hines.	Walker.
Holder.	Warwick.
Holland.	West of Coryell.
Hoskins.	West of Cameron.
Howsley.	Westbrook.
Jackson.	Wyatt.
Johnson	Young.
of Dallam.	

Nays—11.

Adamson.	McCombs.
Akin.	Nicholson.
Barron.	Ratliff.
Farrar.	Stephens.
Hardy.	Terrell
Kayton.	of Val Verde.

Present—Not Voting.

Brooks.	Wagstaff.
Harman.	Weinert.
Hubbard.	

Absent.

Burns	Holloway.
of McCulloch.	Leonard.
Cunningham.	Martin.
Dale.	Mehl.
Davis.	Ramsey.
Graves.	Shelton.
Harrison	Smith of Bastrop.
of El Paso.	Wiggs.
Hefley.	

Absent—Excused.

Bedford.	Lockhart.
Bounds.	McDougald.
Boyd.	McGregor.
Caven.	Moore.
Claunch.	Olsen.
Coombes.	Petsch.
Dodd.	Pope.
Dwyer.	Rogers.
Ferguson.	Savage.
Finn.	Scott.
Ford.	Sherrill.
Greathouse.	Stevenson.
Hughes.	Turner.
Kennedy.	Vaughan.

SENATE BILL NO. 12 ON THIRD READING.

Mr. Sanders moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—91.

Mr. Speaker.	Daniel.
Adams of Harris.	Donnell.
Adams of Jasper.	Dowell.
Adamson.	Dunlap.
Adkins.	Duvall.
Akin.	Elliott.
Albritton.	Engelhard.
Alsup.	Farmer.
Anderson.	Fisher.
Baker.	Forbes.
Barron.	Fuchs.
Beck.	Gilbert.
Bond.	Giles.
Bradley.	Goodman.
Bryant.	Grogan.
Burns of Walker.	Hanson.
Carpenter.	Harrison
Coltrin.	of Waller.
Cox of Lamar.	Herzik.
Cox of Limestone.	Hill.

Hines.	Nicholson.
Holder.	O'Quinn.
Holland.	Patterson.
Hoskins.	Ratliff.
Howsley.	Ray.
Jackson.	Reader.
Johnson.	Richardson.
of Dallam.	Rountree.
Johnson	Sanders.
of Dimmit.	Satterwhite.
Jones of Shelby.	Smith of Wood.
Jones of Atascosa.	Sparkman.
Justiss.	Steward.
Keller.	Strong.
Laird.	Sullivant.
Lasseter.	Tarwater.
Lee.	Terrell
Lemens.	of Cherokee.
Lilley.	Towery.
Long.	Van Zandt.
McGill.	Wagstaff.
Magee.	Warwick.
Mathis.	West of Coryell.
Metcalf.	West of Cameron.
Moffett.	Westbrook.
Morse.	Wyatt.
Munson.	Young.
Murphy.	

Nays—7.

Farrar.	Stephens.
Hardy.	Terrell
Kayton.	of Val Verde.
McCombs.	Walker.

Present—Not Voting.

Brooks.	Hubbard.
Harman.	Weinert.

Absent.

Brice.	Hefley.
Burns	Holloway.
of McCulloch.	Leonard.
Cunningham.	Martin.
Dale.	Mehl.
Davis.	Ramsey.
Graves.	Shelton.
Harrison	Smith of Bastrop.
of El Paso.	Wiggs.

Absent—Excused.

Bedford.	Lockhart.
Bounds.	McDougald.
Boyd.	McGregor.
Caven.	Moore.
Claunch.	Olsen.
Coombes.	Petsch.
Dodd.	Pope.
Dwyer.	Rogers.
Ferguson.	Savage.
Finn.	Scott.
Ford.	Sherrill.
Greathouse.	Stevenson.
Hughes.	Turner.
Kennedy.	Vaughan.

The Speaker then laid Senate bill No. 12 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—85.

Mr. Speaker.	Johnson
Adams of Harris.	of Dimmit.
Adams of Jasper.	Jones of Shelby.
Adkins.	Jones of Atascosa.
Albritton.	Justiss.
Alsup.	Keller.
Anderson.	Laird.
Baker.	Lasseter.
Beck.	Lee.
Bond.	Lemens.
Bradley.	Lilley.
Brice.	Long.
Bryant.	McGill.
Burns of Walker.	Magee.
Carpenter.	Mathis.
Coltrin.	Metcalf.
Cox of Lamar.	Moffett.
Cox of Limestone.	Morse.
Daniel.	Murphy.
Donnell.	Nicholson.
Dunlap.	O'Quinn.
Duvall.	Patterson.
Elliott.	Ray.
Englehard.	Reader.
Farmer.	Richardson.
Fisher.	Rountree.
Forbes.	Sanders.
Fuchs.	Satterwhite.
Gilbert.	Smith of Wood.
Giles.	Sparkman.
Goodman.	Steward.
Grogan.	Strong.
Hanson.	Sullivant.
Harrison	Tarwater.
of Waller.	Terrell
Herzik.	of Cherokee.
Hill.	Towery.
Hines.	Van Zandt.
Holder.	Wagstaff.
Holland.	Warwick.
Hoskins.	West of Coryell.
Howsley.	West of Cameron.
Jackson.	Wyatt.
Johnson	Young.
of Dallam.	

Nays—11.

Adamson.	McCombs.
Akin.	Ratliff.
Barron.	Stephens.
Farrar.	Terrell
Hardy.	of Val Verde.
Kayton.	Walker.

Present—Not Voting.

Brooks.	Hubbard.
Harman.	Weinert.

Absent.

Burns	Holloway.
of McCulloch.	Leonard.
Cunningham.	Martin.
Dale.	Mehl.
Davis.	Munson.
Dowell.	Ramsey.
Graves.	Shelton.
Harrison	Smith of Bastrop.
of El Paso.	Westbrook.
Hefley.	Wiggs.

Absent—Excused.

Bedford.	Lockhart.
Bounds.	McDougald.
Boyd.	McGregor.
Caven.	Moore.
Claunch.	Olsen.
Coombes.	Petsch.
Dodd.	Pope.
Dwyer.	Rogers.
Ferguson.	Savage.
Finn.	Scott.
Ford.	Sherrill.
Greathouse.	Stevenson.
Hughes.	Turner.
Kennedy.	Vaughan.

REASON FOR VOTE.

Though I have voted for, I am opposed to the passage of this bill. School districts should insure against such hazards. It being evident to me that the bill would pass without my vote for it, I have voted "Yea" to assist in providing the vote required to make the relief provided for, immediately available.

Explanatory of my vote on Senate bill No. 12.

NICHOLSON.

HOUSE BILL NO. 62 ON SECOND READING.

On motion of Mr. Gilbert, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 62, A bill to be entitled "An Act providing for relief of Needville Independent School District of Fort Bend county in order to aid the school district in rebuilding and repairing its school destroyed by the hurricane which covered the territory in which this district is located on August 13, 1932; making an appropriation to said district for said purposes, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Van Zandt offered the following amendment to the bill:

Amend House bill No. 62, by reducing appropriation "25 per cent."

Mr. Morse moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question recurring on the amendment by Mr. Van Zandt, it was lost.

House bill No. 62 was then passed to engrossment.

RECESS.

Mr. Sanders moved that the House recess to 9:30 o'clock a. m., tomorrow.

Mr. Burns of Walker moved that the House adjourn until 9:30 o'clock a. m., tomorrow.

The motion of Mr. Sanders prevailed, and the House accordingly at 5:20 o'clock p. m. took recess to 9:30 o'clock a. m., tomorrow.

APPENDIX.**STANDING COMMITTEE REPORTS.**

The following committees have today filed favorable reports on bills as follows:

Judiciary: House bill No. 84.

State Affairs: House bills Nos. 86 and 9.

Criminal Jurisprudence: Senate bill No. 34.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, September 10, 1932.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 51, A bill to be entitled "An Act amending Article 2688 of the Revised Civil Statutes of Texas, 1925, as amended by the Regular Session of the Forty-second Legislature, House bill No. 904, Chapter 212, page 426, Special Laws, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, September 10, 1932.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 59, A bill to be entitled
"An Act making it unlawful to take
or to kill wild doves or quail for a
period of three years in Hall county,
Texas; fixing penalty, and declaring
an emergency."

Have carefully compared same and
find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, September 10, 1932.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 60, A bill to be entitled
"An Act to repeal Chapter 120, page
232, of the Special Laws of the Reg-
ular Session of the Forty-second Leg-
islature, being a special road law for
Wood county, and declaring an emer-
gency,"

Have carefully compared same and
find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, September 10, 1932.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 63, A bill to be entitled
"An Act to repeal Chapter 71 of the
General Laws of the Second Called
Session of the Forty-first Legislature
of the State of Texas, 1929 (being
Senate bill No. 133), relating to the
compensation of district attorneys in
judicial districts in this State con-
taining five or more counties, and
relating to the appointment of an
assistant district attorney in such
district, and declaring an emer-
gency,"

Have carefully compared same and
find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, September 10, 1932.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 67, A bill to be entitled

"An Act for the relief of water im-
provement districts and water control
and improvement districts; and em-
powering such districts without an
election to refund outstanding bonded
indebtedness including matured and
unpaid interest coupons and accrued
interest, and prescribing the manner
in which, and the terms and conditions
upon which same may be refunded,
and prescribing the duties and func-
tions of the Attorney General and
Comptroller of the State in connec-
tion with such refunding; and pro-
viding for the manner in which, and
the terms and conditions upon which
such districts may cancel all, or any
part, of such unsold bonds heretofore
authorized by such districts, etc.,"

Have carefully compared same and
find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, September 10, 1932.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 68, A bill to be entitled
"An Act for the relief of water im-
provement districts and water control
and improvement districts and
declaring and providing for such
districts the power to make con-
tracts with, sell securities to, and
borrow money from, the Recon-
struction Finance Corporation, and
defining the terms and conditions
upon which, and the manner in which
said powers may be exercised, and
providing the purpose for which the
money so borrowed may be expended,
and providing how and in what man-
ner the repayment of such borrowed
money may be secured out of certain
income and revenues of such districts,
and providing certain rights and rem-
edies for the enforcement of such
security, and for said purposes cre-
ate the 'Loan Fund Charge,' etc."

Have carefully compared same and
find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, September 10, 1932.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 69, A bill to be entitled

"An Act permitting the trapping of fur-bearing animals in Angelina county during the months of December and January; repealing all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, September 10, 1932.
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 70, A bill to be entitled "An Act to amend Chapter 22 of the Acts of the First Called Session of the Forty-second Legislature, the same being an act to conserve fish in Angelina, Attoyac, Sabine and Neches rivers and their tributaries in certain counties; providing penalties for violations of this act; permitting the use of nets of certain size, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, September 12, 1932.
Hon. Fred H. Minor Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 50, "An Act to amend Chapter 314, Acts Forty-second Legislature, 1931, being House bill No. 981 (Art. 1118a, Vernon Sayles' Revised Civil Statutes, 1925, 1932 Supplement) by adding thereto Section 2a, providing that the requirements of House bill No. 312, Acts Forty-second Legislature, 1931, Chapter 163, with reference to notice, competitive bids, and the right to referendum shall not apply to cities and towns acting under authority of this act until after June 1, 1933, instead of after June 1, 1932, as provided in House bill No. 312, repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

EIGHTH DAY.

(Continued.)

(Tuesday, September 13, 1932.)

The House met at 9:30 o'clock a. m. and was called to order by Speaker Minor.

LEAVE OF ABSENCE GRANTED.

Mr. Hubbard was granted leave of absence for yesterday and today on account of conference committee work with the Senate committee on House bill No. 2, on motion of Mr. Johnson of Dimmit.

BILLS ORDERED NOT PRINTED.

(By Unanimous Consent.)

On motion of Mr. Sanders, Senate bill No. 22 and House bill No. 87 were ordered not printed.

NOTICE GIVEN.

Mr. Anderson gave notice that he would, on the next legislative day, move to take up for consideration at that time, House concurrent resolution No. 8, providing for adjournment sine die, which resolution had heretofore been laid on the table subject to call.

HOUSE BILL NO. 51 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 51, A bill to be entitled "An Act amending Article 2688 of the Revised Civil Statutes of Texas, 1925, as amended by the Regular Session of the Forty-second Legislature, House bill No. 904, Chapter 212, page 426, Special Laws, and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—100.

Mr. Speaker.	Brooks.
Adams of Harris.	Bryant.
Adams of Jasper.	Burns of Walker.
Adamson.	Burns
Adkins.	of McCulloch.
Akin.	Carpenter.
Albritton.	Coltrin.
Alsup.	Cox of Lamar.
Anderson.	Cox of Limestone.
Baker.	Dale.
Bedford.	Daniel.
Bond.	Donnell.
Brice.	Dowell.